



3206
#48

Application of
BERN Philippe et al
Serial No. 08/321,589

8 580 493

Group Art Unit: 3206
Examiner: Tom Hughes

Filed: Oct. 12, 1994
For: PROCESS FOR MAKING A
VERSATILE CLAMPING DEVICE
DESIGNED TO HOLD OBJECTS
WITHOUT DAMAGING THEM, SUCH
A DEVICE AND ITS USE

RECEIVED

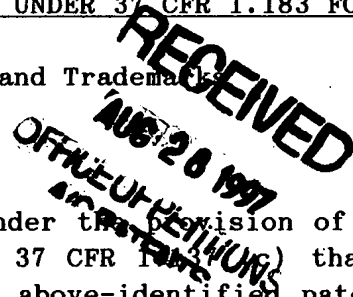
JUN 16 1997

GROUP 3200

Molières-sur-Cèze, France
June 6, 1997

PETITION UNDER 37 CFR 1.183 FOR A WAIVER OF REQUIREMENTS

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231



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GROUP 3200

Sir:

Applicant hereby petitions under the provision of 37 CFR 1.183 for a waiver of the requirement according to 37 CFR 1.183 (b) that a period equivalent to the period of abandonment of the above-identified patent application be disclaimed and of the requirement of promptitude in the petition of revival under 37 CFR 1.137 (a). In the attached declaration as to the showing of the cause of unavoidable delay in filing a proper response, it is shown on one hand that what is exceeding six months in the period from the date of abandonment to the filing of the joint petition for revival is not the applicant's fault and on the other hand that the applicant has been as prompt as possible to file such a petition for revival. So justice requires waiver of these requirements.

Enclosed is:

- payment by check drawn on the Bank of America of the fee set forth in 37 CFR 1.17 (h) (\$130).

Respectfully submitted.

Philippe BERNA

Philippe Jean Henri Berna

Correspondence address: Mas Liotard - Les Brousses, F30410 Molières-sur-Cèze, France, Phone & fax No: (33) 4 90 85 90 81

07/15/1997 KCOOPER 00000200 08321589
01 FC:122 130.00 OP

PETITION FOR REVIVAL OF APPLICATION ABANDONED UNAVOIDABLY TO D/C

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LA POSTE
517 / 517 bis

RÉCÉPISSÉ D'UN ENVOI - RECOMMANDÉ
- AVEC VALEUR DÉCLARÉE

Reclamation
De 4.01.96-

A remplir par l'expéditeur

DESTINATAIRE :		CATHOLICIAN OF PATENTS AND TRADEMARKS	
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UNITED STATES DEPARTMENT OF COMMERCE
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Philippe Jean Henri Berna
Mas Liotard - Les Brousses
F30410 Molières Sur Cèze
France

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APR 21 1997

**OFFICE OF PETITIONS
A/C PATENTS**

In re Application of
Philippe Jean Henri Berna
Application No. 08/580,493
Deposited: December 29, 1995
For: PROCESS FOR MAKING A VERSATILE
CLAMPING DEVICE DESIGNED TO HOLD
OBJECTS WITHOUT DAMAGING THEM, SUCH
A DEVICE AND ITS USE

:
:
:
: LETTER REGARDING
: IMPROPER FILING
:
:

The above-identified application was recently referred to this office for review of the filing date accorded the application.

The application was deposited on December 29, 1995, as a continuation application under 37 CFR 1.62 based on prior application No. 08/321,589.

This application is not a proper filing under 37 CFR 1.62, because the prior application was abandoned prior to the date of deposit of the 37 CFR 1.62 application.

37 CFR 1.62(a) reads, in part, as follows:

A continuation, continuation-in-part, or divisional application, which uses the specification, drawings and oath or declaration from a prior nonprovisional application which is complete as defined by § 1.51(a)(1), and which is to be abandoned, may be filed under this section before the payment of the issue fee, abandonment of, or termination of proceedings on the prior application, or after payment of the issue fee if a petition under § 1.313(b)(5) is granted in the prior application. (emphasis supplied)

The file of prior application No. 08/321,589 reveals that a final Office action was mailed therein on July 3, 1995, setting a 3-month shortened statutory period for response. On October 16, 1995, an "Advisory Action" was mailed resetting the period for response to the final Office action to expire "three months from the date of the final rejection or as of the mailing date of this Advisory Action, whichever is later." Thus, the period for



LOS ANGELES AP 310-338-8200
RENTAL: 1/10/97 1526 00101
RETURN: 2/10/97 1231 BURBANK ARPT 00207
A A A 6100253

RETURN RA FD58044-5

OWN 009 VEH X344536
LIC CA 3RZ5662
MILES DRIVEN: 1975

PHILIPPE BERNA
CAR EXCHANGE

41 AV ST JEAN
LE PREFET

FR

FINAL CHARGES
RATE CHG \$ 865.00
DIS 15% \$ -129.75
*TOTAL T&M \$ 735.25
NET DUE \$ 735.25
VEH LIC FEE \$ 28.21
TAX 8.250% \$ 60.66
AMT DUE \$ 824.12

RATE MON RATE CLASS F MIN RENTAL DAYS 1
\$41.00/DLY \$20.50/HR \$824.00/SPCL
\$41.00/ 1 \$824.00

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SPEC 0 MILES @
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DIS 5% \$ 23.25
* TOTAL T&M \$ 441.72
NET DUE \$ 441.72
VEH LIC FEE \$ 21.21
TAX 8.250% \$ 36.44
LESS DEP \$ 484.47
AMT DUE \$ 14.90

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RETURN: 02/17/97 0938 ELP 84506-00
MI OUT: 8073 MI IN: 9353 MI DRV: 1280

PHILIPPE BERNA
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0 DAYS @ 1 WEEKS @ 0 HOURS @
\$43.39 \$216.95 \$14.46
SPEC 0 MILES @
\$.00 \$.00

RATE CHG \$ 216.95
DIS 15% \$ 32.54
* TOTAL T&M \$ 184.41
MISC CR \$ 2.89
NET DUE \$ 181.52
* TX TAX REIMB \$ 6.40
TAX 10.000% \$ 19.28
AMT DUE \$ 209.20

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Docteur Helmut SCHAAL
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84000 AVIGNON

Tél. 90.85.30.27

84 1 02861 6

27.5.87

M. Berna,
Philippe

Ca - Sandot forte cp

2 cp / jr pdr 10 jrs.

Rhino-fluimucil sol nas

Célestine sup 4-6

1 boîte

PHARMACIE TAROT

Sophie CHAUDENSON - Pascal MENARD

Docteurs en Pharmacie

29, R. des Marchands - 84000 AVIGNON

Tél. 90.82.27.91

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Pharmacie S.C. B. NICOLLE

84000 AVIGNON

15 MARS 1997

AUTORISATION D'AVANCE

84 2062 313

Docteur Laura ROULY

84 1 03016 6 0 1 24 1

Consultations

Lundi de 14 h à 19 h

Mardi, Jeudi RDV de 8 h à 13 h

Mercredi RDV de 14 h à 19 h

Vendredi RDV de 14 h à 18 h

Samedi RDV de 10 h à 12 h

Pour les visites téléphoner avant 9 h

1 semaine sur 2 en alternance

M. Berna Philippe

- Célestine 2 cp matin et soir

- Paracétamol 1000 1 gélule matin et soir

- Allergodil 1 pulv. / nar. x 3/j

- Salbutamol 2 cp matin et soir

- Clacalstone-Lesbron sup 2/j

- Supraclonidine 300 µg / 8

- Supraclonidine 300 µg / 8

- Supraclonidine 300 µg / 8

- Supraclonidine 300 µg / 8

Cabinet Médical de Secteur I

7, rue Bertrand - 84000 AVIGNON

Tél. : 04-90-82-36-47

Docteur Patrick BALLESTEROS

84 1 01978 9 0 1 24 1

Consultations :

Lundi de 14 h à 19 h

Mardi, Jeudi RDV de 8 h à 13 h

Mercredi RDV de 14 h à 19 h

Docteur Laura ROULY

84 1 03016 6 0 1 24 1

Consultations :

Lundi, Mercredi RDV de 10 h à 12 h

Mardi, Jeudi RDV de 14 h à 18 h

Vendredi RDV de 14 h à 18 h

Samedi RDV de 10 h à 12 h

Pour les visites, téléphoner avant 9 h

1 semaine sur 2 en alternance

15/5/97

3055

M. Berna Philippe

- Anginex 500 : 1 Compresse / jour

- Ultra levure 1 gélule matin et soir

- Cortancyl 20 mg. 1 cp matin et 1 cp à midi pendant 4 jours

PHARMACIE TAROT

Sophie CHAUDENSON - Pascal MENARD

Docteurs en Pharmacie

29, R. des Marchands - 84000 AVIGNON

Tél. 90.82.27.91

84 2 00271 9